

Case No.: 2:18-cv-01222-AKK

1. The pleadings in this case;
2. A brief in support of this motion, filed contemporaneously herewith;
3. Deposition testimony of Plaintiff Gregory Minard, including exhibits thereto;
4. Deposition testimony of Alejandro Figueroa-Munoz, including exhibits thereto;
5. Deposition testimony of Athena Rushforth, including exhibits thereto;

6. Deposition testimony of Ben Newton, including exhibits thereto;
 7. Deposition testimony of Daren Goodroe, including exhibits thereto;
 8. Deposition testimony of Deltrinae Hodges, including exhibits thereto;
 9. Deposition testimony of Marshall Bacote, including exhibits thereto;
- and
10. Deposition testimony of Reeca Dildy, including exhibits thereto.

As the foregoing matters affirmatively and without dispute demonstrate, Sam's is entitled to summary judgment as a matter of law.

Respectfully submitted this 6th day of March, 2020.

/s/ Jonathan S. Harbuck

Jonathan S. Harbuck (ASB-0906-U70J)

/s/ Lynlee Wells Palmer

Lynlee Wells Palmer (ASB-4367-T82P)

/s/ Brandon A. Jackson

Brandon A. Jackson (ASB-7622-U15X)

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CERTIFICATE OF SERVICE

I hereby certify that on March 6, 2020, I filed the foregoing with the Clerk of Court using the CM/ECF system, which will electronically send notice to the following counsel of record:

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/s/ Lynlee Wells Palmer
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